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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/801,612	03/08/2001	Gerald Francis McBrearty	AUS-2000-0941-US1	5322
7590	12/04/2006		EXAMINER	
Volel Emile International Business Machines Corporation Intellectual Law Department, Internal Zip 4054 11400 Burnet Road Austin, TX 78758			LEZAK, ARRIENNE M	
			ART UNIT	PAPER NUMBER
			2143	
DATE MAILED: 12/04/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.



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09-801612

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

20061124

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Commissioner for Patents

The reply brief filed 12 September 2006 has been entered and considered.

Examiner would like to point out that no new Argument was made within the Examiner's Answer. Additionally, Examiner would like to note that as Appellant believes that "the structural difference is in the combination of means for determining whether user requests for data are unauthorized intrusions into said requested file", (Reply Brief, p. 3), Appellant should take the time to properly enumerate said allegedly distinguishing structural differences within the claim limitations, so as to teach an inventive aspect not obviously rendered unpatentable in view of the prior art.

The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

SARFREY PWU  
PRIMARY EXAMINER